IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 4TH APRIL 2007 / 14TH CHAITHRA 1929

Crl.MC.No. 1062 of 2007()

CRIME NO.30 OF 2007 OF EROOR POLICE STATION

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PETITIONER: ACCUSED NOS. 1 & 2

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1. SAIJU @ SHAIJU, AGED 34, S/O.KUMARAN,
   CHITHIRA HOUSE, PANAYAM MURI,
   EROOR VILLAGE, KOLLAM DISTRICT.

2. BAIJU, AGED 34 YEARS,
   S/O.SURENDRAN, SANKARAMANGALATH HOUSE,
   EROOR MURI, EROOR VILLAGE, KOLLAM DISTRICT.

BY ADV. SRI.S.RAJEEV

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM (CRIME NO.30 OF 2007 OF EROOR
POLICE STATION).

BY PUBLIC PROSECUTOR SRI.GIKKU JACOB

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 04/04/2007 ALONG WITH CRMC.1063 OF 2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

Crl.M.C.Nos.1062 and 1063 of 2007

Dated this the 3rd day of April, 2007

ORDER

By a common order in two bail applications, the petitioners were granted bail subject to conditions. That common order was passed on 28.02.2007. The bail was granted, inter alia, subject to the condition that the petitioners shall not enter the limits of Eroor village until further orders.

2. The petitioners pray that the said condition may now be deleted. The learned Public Prosecutor opposes the application and submits that the petitioners were released on bail only w.e.f 12.03.2007 and thereafter one crime has been committed by the petitioners. It is, in these circumstances, submitted that the condition NO.(b) obliging the petitioners not to enter the limits of Eroor Village may not be lifted at this stage.

3. I have considered all the submissions made at the Bar. The petitioners were released on 12.03.2007. I am satisfied, that the said condition can be deleted w.e.f 12.04.2007. All other conditions shall remain as such.

4. In the result, these Crl.M.Cs are, allowed.

5. Hand over a copy of this order to the learned counsel for the petitioner.

(R.BASANT, JUDGE)

rtr/-